

**UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA**

In re: VEHICLE TRACKING AND  
SECURITY SYSTEM ('844) PATENT  
LITIGATION

MDL No. 11-2249 (DWF/SER)

**PROPOSED AGENDA**

This Document Relates to All Actions

**AGENDA**

Plaintiff and Defendants have agreed upon the following agenda items for the February 1, 2012 Status Conference:

1. Consolidating Suits Against Auto Manufacturers with the MDL
  - a. PJC does not object to the recent transfer of its actions against the auto manufacturers into this MDL. However, PJC likely will propose a somewhat different discovery schedule for its actions against the auto manufacturers.
2. Pre-trial schedule, discovery and sequence of claim construction
  - a. Proposed Form 4 (Rule 26 Report) (the parties have different proposed schedules and have not yet combined them into a single document for the court, but they will be prepared to discuss their different schedules at the Status Conference)
  - b. Date to File Rule 26(f) Report
  - c. Preliminary motions (Defendants)
    - i. Motion to Stay "Customer" or Trucking Company Actions
    - ii. 12(b)(6) Motion to Dismiss (Coca-Cola and UPS – off calendar)
  - d. Stipulated Protective Order (Joint)

3. Uniform positions on validity and claim construction, the number of sets of discovery requests, and the number of depositions per witness
  - a. Plaintiff's Proposal
    - i) One uniform position on major issues (validity, claim construction)
    - ii) One set of discovery requests
    - iii) One deposition of a witness
  - b. Defendants' Proposal
    - i) Each Defendant has the right to advocate its own legal position on validity and claim construction.
    - ii) Each Defendant needs individual discovery requests for issues particular to that Defendant.
    - iii) Each Defendant needs the ability to depose witnesses for facts, contentions, and defenses unique to that Defendant.
    - iv) Defendants' also wish to discuss time limits for the depositions.
  - c. Plaintiff's Proposal for Auto Manufacturers Discovery
    - i) One uniform position on major issues (validity, claim construction)
    - ii) One set of discovery requests
    - iii) One deposition of a witness
4. Plaintiff's January 2012 Summary Letters and January 30, 2012 supplemental Letters
5. Status of Court's Inquiry re Sealed Records of *Mansell et al. v. Ratheon et al.* on the patent-in-suit in the Northern District of Texas
6. Scheduling of next status conference